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16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN FRANCISCO DIVISION

19 WAYMO LLC,
 20 Plaintiff,
 21 v.
 22 UBER TECHNOLOGIES, INC.,
 OTTOMOTTO LLC; OTTO TRUCKING LLC,
 23 Defendants.
 24

Case No. 3:17-cv-00939-WHA

**DECLARATION OF AARON
 BERGSTROM IN SUPPORT OF
 UBER TECHNOLOGIES, INC. AND
 OTTOMOTTO LLC'S RESPONSE
 TO ORDER TO MAKE STATEMENT
 UNDER OATH**

Trial Date: October 2, 2017

1 I, Aaron Bergstrom, declare as follows:

2 1. I am Senior Counsel, Litigation at Uber Technologies, Inc. ("Uber"). I make this
3 declaration in support of Uber's and Ottomotto LLC ("Ottomotto")'s Response to the Court's
4 Order to make a statement under oath regarding whether Defendants have ever resisted arbitration
5 on the ground that an adverse party seeking to enforce an arbitration agreement was not actually a
6 signatory to said agreement. (Dkt. No. 142.)

7 2. I have conducted a thorough and complete investigation into whether Uber and/or
8 Ottomotto have ever resisted arbitration on the ground that an adverse party seeking to enforce an
9 arbitration agreement was not actually a signatory to said agreement.

10 3. Neither Uber nor Ottomotto has ever resisted arbitration on the ground that an
11 adverse party seeking to enforce an arbitration agreement was not actually a signatory to said
12 agreement.

13
14 I declare under the penalty of perjury under the laws of the United States that the
15 foregoing is true and correct. Executed this 10th day of April, 2017, in San Francisco, California.

16
17 /s/ 
18 Aaron Bergstrom